IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE V.RAMKUMAR

THURSDAY, THE 24TH MAY 2007 / 3RD JYAISHTA 1929

Bail Appl..No. 2965 of 2007()

CRMP.4994/2007 of J.M.F.C.,CHALAKUDY
CRIME NO.174/2007 OF KORATTY POLICE STATION

.....

PETITIONER/ACCUSED

JIBI @ JIBESH, S/O.SREEDHARAN,
CHETTAKKAL HOUSE, POTTA VILLAGE, CHALAKKUDY.

BY ADV. SRI.A.C.DEVY

RESPONDENTS: STATE

THE STATE OF KERALA, REPRESENTED BY
THE PUBLIC PROSECUTOR, HIGH COURT OF KERALA,
ERNAKULAM.

BY PUBLIC PROSECUTOR JAI GEORGE

THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION ON 24/05/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

V.RAMKUMAR, J.

Bail Application No. 2965/2007

Dated this 24th day of May, 2007

O R D E R

The petitioner who is the seventh accused in Crime No.174/2007 of Koratty Police Station for an offence punishable under Section 398 IPC read with Section 34 IPC, seeks his enlargement on bail. The occurrence took place on 25.4.2007 at about 6.20 p.m. The petitioner was arrested on 5.5.2007.

2. The learned Public Prosecutor opposed the application submitting inter alia that accused Nos. 1 to 4, pursuant to the criminal conspiracy hatched between A1 to A7, had attempted to rob the defacto complainant who was returning with cash worth Rs.4,30,000/- after the sale of broiler chicken and that the said attempt was foiled due to the timely intervention of the local public.

3. Considering the facts and circumstances of the case even though I am inclined to grant bail to the petitioner, it can only be with effect from a future date. Accordingly, the petitioner is directed to be released on bail with effect from 11.6.2007, on his executing a bond for Rs. 10,000/- (Rupees ten thousand only) with two solvent sureties each for the like amount to the satisfaction of the J.F.C.M, Chalakkudy and

subject to the following conditions:

(a). The petitioner shall report before the Investigating Officer between 9 am. and 11 am. on all Wednesdays.

(b). The petitioner shall make himself available for interrogation as and when required by the police till the filing of the final report.

(c). The petitioner shall not influence or intimidate the prosecution witnesses nor shall he attempt to tamper with the evidence for the prosecution.

(d). The petitioner shall not commit any offence while on bail.

4. If the petitioner commits breach of any of the above conditions, the bail granted to him shall be liable to be cancelled.

The application is allowed as above.

V.RAMKUMAR,
JUDGE

mrcs